

FORM 4

NOTICE BY DEBTOR COMPANY TO DISCLAIM OR RESILIAE AN AGREEMENT

To: **Samson Bélair/Deloitte & Touche Inc.**, in its capacity as court-appointed Monitor of Homburg Invest Inc., *et al.*, **The Cadillac Fairview Corporation Limited** and **Statoil Canada Ltd.**

Take notice that

1. Proceedings under the *Companies' Creditors Arrangement Act* (the "Act") in respect of **Homburg Invest Inc.** were commenced on the 9th day of September, 2011.
2. In accordance with subsection 32(1) of the Act, the Debtor Company gives you notice of its intention to disclaim or resiliate the following agreement:

Lease agreement with respect to the building located at 635 – 8th Avenue S.W., Calgary, Alberta dated October 11, 2005 between The Cadillac Fairview Corporation Limited (the "Landlord") and North American Oil Sands Corporation ("NAOSC"), as tenant, as amended by (i) a lease amending agreement between the Landlord and NAOSC dated May 31, 2006, (ii) a lease amending agreement between the Landlord and NAOSC dated November 24, 2006, (iii) a third lease amending agreement between the Landlord and NAOSC dated September 5, 2007, (iv) a fourth lease amending agreement between the Landlord and NAOSC dated December 17, 2007, and (v) a fifth lease amending agreement between the Landlord and StatoilHydro Canada Ltd. (as successor by amalgamation to NAOSC and subsequently named Statoil Canada Ltd., referred to as "Statoil") dated January 17, 2008 (collectively with all amendments, the "Lease"), and as subsequently assigned by Statoil to Homburg Invest Inc. ("Homburg") and further amended pursuant to an assignment of lease agreement between the Landlord, Statoil and Homburg dated April 5, 2010.
3. In accordance with subsection 32(2) of the Act, any party to the Lease may, within 15 days after the day on which this notice is given and with notice to the other parties to the Lease and to the Monitor, apply to court for an order that the Lease is not to be disclaimed or resiliated.
4. In accordance with paragraph 32(5)(a) of the Act, if no application for an order is made in accordance with subsection 32(2) of the Act, the Lease is disclaimed or resiliated on the 30th day of October, 2011, being 30 days after the day on which this notice has been given.

Dated at Montréal, Québec, on September 29, 2011.

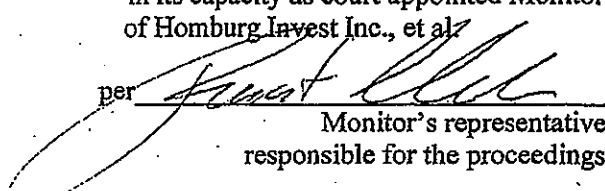
Homburg Invest Inc., as Debtor Company

Per: 
 Name: Jan Schönigh
 Title: President and Chief Executive Officer

The Monitor approves the proposed disclaimer or resiliation.

Dated at Montréal, Québec, on September 29, 2011.

Samson Bélair/Deloitte & Touche Inc.,
 in its capacity as court appointed Monitor
 of Homburg Invest Inc., *et al.*

per 
 Monitor's representative
 responsible for the proceedings

Canoxy Place Head Lease Disclaimer



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This is the shipping history for Trip ID: 1235035

Date	Called In	Zone Code	Number of pieces	Invoice #	Cost
09/30/2011	10:59:48	D-60	1 Envelope		\$4.46
Sender			Consignee		
Osler Hoskins Harcourt 24th Floor, 450-1st Street SW TransCanada Tower Calgary, T2P 5H1 Contact :			Statoil Canada Ltd. 3600, 308 - 4th Avenue SW Calgary, Attention :		
Special Instructions			Comments & Extra Charges		
Client	Matter	Lawyer	Received by	Delivered	Courier
	1131787	3652	Steve	09-30-2011	5874

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This is the shipping history for Trip ID: 1235069

Date	Called In	Zone Code	Number of pieces	Invoice #	Cost
09/30/2011	11:11:31	D-60	1 Envelope		\$4.46
Sender			Consignee		
Oster Hoskins Harcourt 24th Floor, 450-1st Street SW TransCanada Tower Calgary, T2P 5H1 Contact :			The Cadillac Fairview Corp. Ltd. 645 - 7 Ave SW Suite 300 Calgary, Attention : Building Manager of 635 - 8 Ave		
Special Instructions			Comments & Extra Charges		
Client	Matter	Lawyer	Received by	Delivered	Courier
	1131787	3652	Ashley	09-30-2011	5874

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This is the shipping history for Trip ID: 1235060					
Date	Called In	Zone Code	Number of pieces	Invoice #	Cost
09/30/2011	11:08:27	D-60	1 Envelope		\$4.46
Sender			Consignee		
Osler Hoskins Harcourt 24th Floor, 450-1st Street SW TransCanada Tower Calgary, T2P 5H1 Contact :			Statoil Canada Ltd. 3600, 308 - 4th Avenue SW Calgary, Attention :		
Special Instructions			Comments & Extra Charges		
Client	Matter	Lawyer	Received by	Delivered	Courier
	1131787	3652	Steve	09-30-2011	5874
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